03/25/2003



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U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 10/550,616

Walter Rainer 039185-4

INTERNATIONAL APPLICATION NO.

22204 NIXON PEABODY, LLP 401 9TH STREET, NW SUITE 900 WASHINGTON, DC 20004-2128

PCT/EP04/03183 I.A. FILING DATE PRIORITY DATE

CONFIRMATION NO. 4656

371 FORMALITIES LETTER

OC000000022021369

03/25/2004

Date Mailed: 01/18/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/26/2005
- English Translation of the IA filed on 09/26/2005
- Copy of the International Search Report filed on 09/26/2005
- Copy of IPE Report filed on 09/26/2005
- Copy of Annexes to the IPER filed on 09/26/2005
- Preliminary Amendments filed on 09/26/2005
- Request for Immediate Examination filed on 09/26/2005
- U.S. Basic National Fees filed on 09/26/2005
- Substitute Specification filed on 09/26/2005
- Priority Documents filed on 09/26/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

• \$130 Surcharge.

Additionally the following defects have been observed:

 The translations of Annexes are canceled since the translations were not submitted prior to 30 months from the priority date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

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PART 1 - ATTORNEY/APPLICANT COPY

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10/550,616	PCT/EP04/03183	039185-4

FORM PCT/DO/EO/905 (371 Formalities Notice)